IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA SAVANNAH DIVISION

U.S. DISTRICT COURT SAVANNAH DIV.

JUN - 1 2015

MICHAEL LAVON BOSTIC,)

Petitioner,

v.

CASE NO. CV415-107

UNITED STATES OF AMERICA,

Respondent.

ORDER

Before the Court is the Magistrate Judge's Report and Recommendation (Doc. 2), to which objections have been filed (Doc. 4). After a careful de novo review of the record, the Court concludes that Petitioner's objections are without merit. This case presents no extraordinary circumstances to warrant entertaining a habeas petition prior to the conclusion of Petitioner's direct appeal. See United States v. Casaran-Rivas, 311 F. App'x 269, 273 (11th Cir. 2009). Accordingly, the report and recommendation is ADOPTED as the Court's opinion in this case. As a result, Petitioner's 28 U.S.C. § 2255 Petition is DISMISSED.

The Clerk of Court is **DIRECTED** to file Petitioner's Motion to Appeal (Doc. 1 at 5) as a notice of appeal in his criminal case, 4:13-cr-007. The effective filing date of the notice shall be the date he filed the motion in this

DIRECTED to notify counsel in Petitioner's criminal case that a notice of appeal has been filed on Petitioner's behalf and provide counsel with a copy of this order. Counsel is reminded of his continuing obligation to represent Petitioner during the pendency of any appeal in Petitioner's criminal case until and unless relieved by order of the Eleventh Circuit Court of Appeals. The Clerk of Court is DIRECTED to close this case.

SO ORDERED this / day of June 2015.

WILLIAM T. MOORE, JR

UNITED STATES DISTRICT COURTS SOUTHERN DISTRICT OF GEORGIA